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U.S. Department of Justice

United States Attorney Eastern District of New York

WMN F#2007R0297 271 Cadman Plaza East Brooklyn, New York 11201

January 23, 2009

By ECF

The Honorable Allyne R. Ross United States District Judge United States District Court Eastern District of New York 225 Cadman Plaza East Brooklyn, New York 11201

Re: United States v. Ricardo Pita

Criminal Docket No. 07-107 (S-4) (ARR)

Dear Judge Ross:

The government respectfully submits this letter in response to the above-referenced defendant's letter, dated January 15, 2009. The government does not oppose the defendant's request for a sentence of 10 years' incarceration, which is the statutory mandatory minimum sentence.

Respectfully submitted,

BENTON J. CAMPBELL United States Attorney

By: /s/
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Assistant U.S. Attorney
(718) 254-6152

cc: Jeffrey Lichtman, Esq. (by ECF)
 USPO Frank Marcigliano (by email)